

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

DYWANE TOUSANT,

Petitioner,

Case No.: 09-CR-1250 W
21-CV-1905 W

V.

UNITED STATES OF AMERICA

Respondent.

**ORDER GRANTING MOTION FOR
EXTENSION TO RESPOND TO
AMENDED MOTION TO VACATE
UNDER 28 U.S.C. § 2255**

Pending before the Court is Respondent’s motion for an extension of time to respond to Petitioner Dywane Tousant’s amended motion to vacate under 28 U.S.C. § 2255 (the “Amended Petition”). Good cause appearing, the Court **GRANTS** the motion [Doc. 263] and **ORDERS** as follows:

1. Respondent shall file and serve its responsive pleading no later than **February 11, 2022**. The pleading shall include any documents relevant to the determination of the issues raised in the Amended Petition.
2. If Petitioner wishes to reply to the Respondent's answer, a traverse or other appropriate pleading must be filed by no later than **April 11, 2022**. Upon filing of the foregoing, the parties shall await further order of this Court.

Upon completion of the above briefing, the Amended Petition shall be deemed under submission.

IT IS SO ORDERED.

Dated: January 4, 2022


Hon. Thomas J. Whelan
United States District Judge